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FACSIMILE TRANSMISSION COVER SHEET	
 0/00/05	TIME: 10:15 am

DATE: 2/28/05  TO: Examiner Milton Cano  RE: Serial # 09/992,735 James Copela  FROM: Linda Gould Reg # 31,515  TOTAL NUMBER OF PAGES TRANSMITT  DOCUMENTS: 1. Letter  2. Reply Under 37	ED (including this cover sheet)			
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28 February 2005

Examiner Milton Cano Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

By Facsimile -872-9306

Re:

Serial Number:

09/992,735

Filing Date:

James Bradford Copelan

Applicant:

Healthy Diet System

AFTER FINAL

For:

Dear Examiner Cano:

Thank you for your time last week as we discussed the above-referenced application.

I am filing today, by Express Mail, the Reply which accompanies this facsimile transmission. I have tried to be responsive to Examiner Becker's concerns regarding the d'Arbelles reference and have applied your suggestion to indicate in both the preamble and the claims that the process is to assist a person in adhering to a healthy diet.

Again, thank you for your time and assistance.

Sincerely.

GOULD & WHITLEY

a partnership of professional corporations

Linda Flewellen Gould

\LFG Encl.

c: James Copelan



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

James Bradford Copelan

Serial No.:

09/992,735

Filed:

11/13/01

For:

Healthy Diet System

Group:

1761

Examiner:

Drew E. Becker

## **REPLY UNDER 37 CFR 1.116**

Assistant Commissioner for Patents Alexandria, Virginia 20231

Sir:

This is a Reply to the Office Action dated October 5, 2004. Applicant requests entry of the amendments set forth in this Reply to present the claims in better form for consideration on appeal under 37 CFR 1.116(b).

This Reply includes the following components:

Amendments to the Claims

Pages 2 - 6

Remarks

Pages 7-9

Please amend the Claims as shown in the marked version of the Claims accompanying this Reply. In particular, the requested changes include modifying claims 6, 8, 23-28, 30, 32, 34, and 36 by adding and deleting as shown in the marked version.